

REFERENCE TITLE: **tuition waivers; disabled veterans; spouses**

State of Arizona
House of Representatives
Forty-eighth Legislature
Second Regular Session
2008

HB 2846

Introduced by
Representatives Prezelski, Alvarez, Lopez: Bradley, Burns J, Cajero
Bedford, Farley, Hershberger, Lopes, McClure, Pancrazi, Paton, Young
Wright, Senators Aboud, Garcia, Soltero

AN ACT

AMENDING SECTION 15-1808, ARIZONA REVISED STATUTES; RELATING TO UNIVERSITIES AND COMMUNITY COLLEGES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 15-1808, Arizona Revised Statutes, is amended to
3 read:

4 15-1808. Tuition waiver of child or spouse of peace officer,
5 correctional officer, fire fighter, emergency
6 paramedic, national guard member or member of the
7 United States armed forces killed in the line of
8 duty; disabled national guard or military reserve
9 unit member; definitions

10 A. The board of regents, after verification by the Arizona peace
11 officers memorial board, by the Arizona fire fighters and emergency
12 paramedics memorial board, by the adjutant general of the national guard or
13 by the Arizona department of veterans' services that a person is a child or a
14 spouse of a peace officer, correctional officer, fire fighter, emergency
15 paramedic, national guard member or member of the United States armed forces
16 who was a resident of the state of Arizona or stationed in Arizona and who
17 was killed in the line of duty or who died from injuries suffered in the line
18 of duty while traveling to or from duty, shall provide the person who
19 qualifies under subsection B of this section and who otherwise meets the
20 qualifications for admission with a tuition waiver scholarship at any
21 university under the jurisdiction of the board. A district as defined in
22 section 15-1401, after verification by the Arizona peace officers memorial
23 board, by the Arizona fire fighters and emergency paramedics memorial board,
24 by the adjutant general of the national guard or by the Arizona department of
25 veterans' services that a person is the child or the spouse of a peace
26 officer, correctional officer, fire fighter, emergency paramedic, national
27 guard member or member of the United States armed forces who was a resident
28 of Arizona or stationed in Arizona and who was killed in the line of duty or
29 who died from injuries suffered in the line of duty while traveling to or
30 from duty, shall provide the person who qualifies under subsection B of this
31 section and who otherwise meets the qualifications for admission with a
32 tuition waiver scholarship at any community college under the jurisdiction of
~~the board~~ A DISTRICT.

33 B. The tuition waiver scholarships shall be limited to children who
34 are thirty years of age or younger or a spouse who has not remarried and
35 shall be limited for a spouse or for any one child to no more than sixty-four
36 credit hours at Arizona community colleges and a total number of credits
37 including any transfer credits from an Arizona community college equal to the
38 number of credits required for a baccalaureate degree at Arizona universities
39 for that student's initially declared course of study.

40 C. A member OR FORMER MEMBER of the Arizona national guard OR THE
41 MILITARY RESERVE UNIT OF ANY BRANCH OF THE ARMED FORCES OF THE UNITED STATES
42 WHO IS A RESIDENT OF THIS STATE AND who EITHER HAS received a purple heart
43 citation on or after September 11, 2001 or ~~a former member of the Arizona~~
44 ~~national guard who~~ was medically discharged ~~from the Arizona national guard~~

1 due to an injury or disability suffered during status under title 10, United
2 States Code, in weekend training status, in annual training status or in
3 response to a state of emergency declared by the governor is eligible for a
4 tuition waiver scholarship provided for in this section. THE ARIZONA BOARD
5 OF REGENTS OR A COMMUNITY COLLEGE DISTRICT SHALL AWARD A TUITION WAIVER
6 SCHOLARSHIP TO THE SPOUSE OR A DEPENDENT OF AN ELIGIBLE MEMBER OR A FORMER
7 MEMBER OF THE ARIZONA NATIONAL GUARD OR THE MILITARY RESERVE UNIT OF ANY
8 BRANCH OF THE ARMED FORCES OF THE UNITED STATES UNDER THIS SUBSECTION IF ALL
9 OF THE FOLLOWING CONDITIONS ARE MET:

10 1. THE ARIZONA BOARD OF REGENTS OR THE COMMUNITY COLLEGE DISTRICT
11 RECEIVES WRITTEN DOCUMENTATION THAT THE MEMBER OR THE FORMER MEMBER OF THE
12 ARIZONA NATIONAL GUARD OR THE MILITARY RESERVE UNIT OF ANY BRANCH OF THE
13 ARMED FORCES OF THE UNITED STATES DOES NOT INTEND TO USE OR IS UNABLE TO USE
14 THE TUITION WAIVER SCHOLARSHIP.

15 2. IF THE MEMBER OR FORMER MEMBER OF THE ARIZONA NATIONAL GUARD OR THE
16 MILITARY RESERVE UNIT OF ANY BRANCH OF THE ARMED FORCES OF THE UNITED STATES
17 HAS THE CAPACITY TO CONSENT, PROOF IS PROVIDED TO THE ARIZONA BOARD OF
18 REGENTS OR THE COMMUNITY COLLEGE DISTRICT OF THE MEMBER OR FORMER MEMBER'S
19 CONSENT TO THE USE OF THE TUITION WAIVER SCHOLARSHIP BY THE MEMBER'S OR
20 FORMER MEMBER'S SPOUSE OR DEPENDENT.

21 3. THE SPOUSE OF THE MEMBER OR FORMER MEMBER OF THE ARIZONA NATIONAL
22 GUARD OR THE MILITARY RESERVE UNIT OF ANY BRANCH OF THE ARMED FORCES OF THE
23 UNITED STATES HAS NOT REMARRIED.

24 D. SUBSECTION C OF THIS SECTION ALSO APPLIES TO A MEMBER OF THE
25 ARIZONA NATIONAL GUARD OR THE MILITARY RESERVE UNIT OF ANY BRANCH OF THE
26 ARMED FORCES OF THE UNITED STATES WHO WAS POSTHUMOUSLY AWARDED A PURPLE HEART
27 CITATION.

28 ~~D-~~ E. For the purposes of this section:

29 1. "Correctional officer" means a person, other than an elected
30 official, who is employed by this state or a county, city or town and who is
31 responsible for the supervision, protection, care, custody or control of
32 inmates in a state, county or municipal correctional institution, including
33 counselors but excluding secretarial, clerical and professionally trained
34 personnel.

35 2. "DEPENDENT" HAS THE SAME MEANING PRESCRIBED IN SECTION 43-1001,
36 EXCEPT THAT FOR THE PURPOSES OF THIS SECTION DEPENDENT DOES NOT INCLUDE ANY
37 PERSON WHO IS THIRTY YEARS OF AGE OR OLDER.

38 ~~2.~~ 3. "Emergency paramedic" means a person who has been trained in an
39 emergency paramedic training program certified by the director of the
40 department of health services or in an equivalent training program and who is
41 certified by the director of the department of health services to render
42 services pursuant to section 36-2205.

43 ~~3.~~ 4. "Fire fighter" means a professional fire fighter who is a
44 member of a state, federal, tribal, city, county, district or private fire
45 department.

1 4. 5. "Peace officers" means sheriffs of counties, constables,
2 marshals, police officers of cities and towns, commissioned personnel of the
3 department of public safety and police officers appointed by community
4 college district governing boards or the Arizona board of regents who have
5 received a certificate from the Arizona peace officer standards and training
6 board, and other state, federal, tribal, city or county officers vested by
7 law with a duty to maintain public order and make arrests.